

STATE OF SOUTH CAROLINA

(Caption of Case)

Example: Application for a Class C Charter Certificate from  
John Doe dba Doe's Limo

Application for Transfer of Certificate No. 9737 from  
Portable Storage of Columbia, LLC to Portable  
Storage and Moving of Columbia, LLC

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

TRANSPORTATION COVER SHEET

DOCKET

NUMBER: 2009 - 321 - T

If this is your first time filing an application with the PSC, you will not have a Docket Number. The Commission will assign one to you. If you have filed with the Commission before, a Docket Number was assigned and should be entered above.

(Please type or print)

Submitted by: David Popowski

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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

NATURE OF ACTION (Check all that apply)

☐ Application - Class C Taxi

☐ Request to Amend Scope of Authority

☐ Application - Class C Charter

☐ Request to Amend Tariff (rate Increase, etc.)

☐ Application - Class C Charter Bus

☐ Request to Amend Passenger Limit

☐ Application - Class C Non-Emergency

☐ Request

☐ Application - Class E Household Goods

☐ Exhibit

☐ Application - Class E Hazardous Waste

☐ Late-Filed Exhibit

☒ Application

☐ Letter

☐ Request for Extension to Comply with Order

☐ Proposed Order

☐ Request for Order Granting Authority to Obtain a Certificate  
of Public Convenience and Necessity to be Rescinded

☐ Publisher's Affidavit

☐ Request for Cancellation of Certificate

☐ Reservation Letter

☐ Request for Suspension

☐ Response

☐ Request for Reinstatement

☐ Return to Petition

☐ Request for Name Change on Certificate

☐ Other: \_\_\_\_\_

If you have any questions about this form, please contact the PUBLIC SERVICE COMMISSION at 803-896-5100.

Print Form

Reset Form

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION OF**  
**SOUTH CAROLINA**

**DOCKET NO. 2009- 321 -T**

**IN RE:**

Application for Approval of Transfer of	)	
Certificate No. 9737 from	)	
Portable Storage of Columbia, LLC	)	<b>Amended Application for</b>
To Portable Storage and Moving of	)	<b>Transfer of Certificate</b>
Columbia, LLC	)	
	)	
	)	
	)	

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Portable Storage and Moving of Columbia, LLC ("Applicant") respectfully requests that pursuant to Rule 103-135, **Sale, Lease or Other Transfer of a Certificate of PC&N or FWA**, the Commission approve the transfer of Class E Certificate of Public Convenience and Necessity No. 9737 from Portable Storage of Columbia, LLC ("Transferor") to Applicant. Applicant is filing an *Application for Sale, Transfer, or Lease of Certificate of Public Convenience and Necessity for Operation of Motor Vehicle Carrier* that includes all of the forms that are a part thereof. In addition, Applicant states as follows:

1. Transferor is the holder of Class E Certificate of Public Convenience and Necessity No. 9737 (the "Certificate"). A copy of the Certificate is attached hereto as Exhibit A.

2. The Certificate authorizes service as follows:

3. Applicant is a South Carolina limited liability company established by the filing of Articles of Organization with the South Carolina Secretary of State on April 27, 2009. A copy of Applicant's Certificate of Existence and Articles of Organization are attached hereto as **Exhibit B**.
4. Pursuant to Rule 103-135(3) (a), Applicant attaches as **Exhibit C** the *Purchase and Sale Agreement*; and as Exhibit D, *Equipment Lease Agreement* -- Applicant will lease and have the option to purchase the vehicles listed in the Description of Equipment.
5. The transfer will not adversely affect service to public.
6. Applicant is fit, willing and able to perform service under the Certificate.
7. Applicant is familiar with the provisions of S.C. Code Ann. §58-23-10. et seq. (1976, as amended), and R.103-100 through R. 103-241 of the Commission's Rules and Regulations for Motor Carriers (Vol.26, S.C. Code Ann. 1976), and R. 38-400 through 38-503 of the Department of Public Safety's Rules and Regulations for Motor Carriers (Vol. 23A, S.C. Code Ann., 1976, as amended), and will comply with those regulations. All services under the Certificate were continuously offered and reasonably provided to public for a period of time not less than twelve months prior to the transfer date. Only movements from a customer's location to another location without storage are regulated by the Commission. These movements account for a



small portion of Transferor's total business and thus do not necessarily occur every month. Applicant attaches as **Exhibit E** invoices and agreements of the Transferor for such movements in October, November and December, 2008; and January, February and April 2009.

8. Approval of this transfer would not be destructive of competition or create an unlawful monopoly.
9. There are no liens, mortgages, or hypothecation in effect over, against, or in any way affecting this Certificate.
10. The sale will not hinder, delay or defraud creditors.
11. Attached as Exhibit F is a proposed Notice of Hearing.

Respectfully submitted,

/s/ David Popowski

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Charleston, South Carolina

August 11, 2009